

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

**Confirmation No.: 7893**

Kazunori TANIGUCHI, et. al.

Date: August 5, 2009

Serial No.: 10/630,509

Group Art Unit: 3731

Filed: July 30, 2003

Examiner: Tuan Van NGUYEN

For: **SURGICAL INSTRUMENT****VIA EFS-WEB**

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**AMENDMENT UNDER 37 C.F.R. §1.116**

Sir:

The present Amendment under 37 C.F.R. §1.116 is responsive to the final Office Action mailed May 11, 2009 in the above-identified application. Reconsideration is respectfully requested.

**FEE CALCULATION**

Any additional fee required has been calculated as follows:

\_\_\_ If checked, "Small Entity" status is claimed.

NO. CLAIMS AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		EXTRA PRESENT		RATE	ADDIT. FEE
TOTAL	16 MINUS	38	* =	0	X	(\$26 SE or \$52)	\$0
INDEP.	6 MINUS	7	** =	0	X	(\$110 SE or \$220)	\$0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM					X	(\$190 SE or \$390)	\$0

\* not less than 20 \*\* not less than 3

TOTAL \$ 0

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

### **CONTINGENT EXTENSION REQUEST**

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. § 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 C.F.R. § 1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

### **SUMMARY OF AMENDMENTS**

1. \_\_\_\_ If checked, amendment(s) to the specification are submitted herewith.
2. ☒ If checked, amendment(s) to the claims are submitted herewith.
3. \_\_\_\_ If checked, amendment(s) to the drawings are submitted herewith.
4. \_\_\_\_ If checked, an abstract (an amended abstract) is submitted herewith.